

*Electronically Filed on
April 25, 2007*

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9

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

11 In re:

12 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

Case No. BK-S-06-10725-LBR
 Case No. BK-S-06-10726-LBR
 Case No. BK-S-06-10727-LBR
 Case No. BK-S-06-10728-LBR
 Case No. BK-S-06-10729-LBR

13 USA CAPITAL REALTY ADVISORS, LLC, Debtor.

Chapter 11
 Jointly Administered Under
 Case No. BK-S-06-10725-LBR

14 USA CAPITAL DIVERSIFIED TRUST DEED FUND,
 LLC, Debtor.

15 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

16 USA SECURITIES, LLC,
 Debtor.

17 Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

**JOINDER IN OPPOSITION OF
DEBT ACQUISITION COMPANY
OF AMERICA TO MOTION OF
COMPASS FINANCIAL
PARTNERS LLC FOR ORDER
ENFORCING CONFIRMATION
ORDER AND DETERMINING NO
SURVIVING SECTION 3 RIGHT
EXISTS WITH RESPECT TO THE
FIESTA OAK VALLEY LOAN**

24 Hearing Date: April 26, 2007
 Hearing Time: 9:30 a.m.

25 Robert J. Kehl, Ruth Ann Kehl, and Judy Bonnet, as Direct Lenders in the Fiesta Oak
 26 Valley Loan, by and through their counsel, Janet L. Chubb, Esq., and Louis M. Bubala III, Esq.,
 27 of Jones Vargas, hereby incorporate, as if set forth herein, and join in Debt Acquisition Company

1 of America's Memorandum of Points and Authorities in Opposition to Motion of Compass
2 Financial Partners LLC for Order Enforcing Confirmation Order and Determining No Surviving
3 Section 3 Right Exists with Respect to the Fiesta Oak Valley Loan, which Debt Acquisition filed
4 on April 16, 2007.

5 DATED this 25th day of April, 2007.

6 JONES VARGAS

7 By: //s// Janet L. Chubb
8 JANET L. CHUBB
LOUIS M. BUBALA III

9 Attorneys for Robert J. Kehl; Ruth Ann Kehl; and
10 Judy A. Bonnet

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CERTIFICATE OF SERVICE

1. On April 25, 2007, I served the following document(s):

**JOINDER IN OPPOSITION OF DEBT ACQUISITION COMPANY OF AMERICA TO
MOTION OF COMPASS FINANCIAL PARTNERS LLC FOR ORDER ENFORCING
CONFIRMATION ORDER AND DETERMINING NO SURVIVING SECTION 3
RIGHT EXISTS WITH RESPECT TO THE FIESTA OAK VALLEY LOAN**

2. I served the above-named document(s) by the following means to the persons as listed below:

- a. **ECF System** (attach the "Notice of Electronic Filing" or list all persons and addresses):

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12 **9 b.** **United States mail, postage fully prepaid** (list persons and addresses):

13 **9 c.** **Personal Service** (list persons and addresses):
I personally delivered the document(s) to the persons at these addresses:

14 **9** For a party represented by an attorney, delivery was made by
handing the document(s) to the attorney or by leaving the document(s) at
the attorney's office with a clerk or other person in charge, or if no one is in
charge by leaving the document(s) in a conspicuous place in the office.

15 **9** For a party, delivery was made by handing the document(s) to the
party or by leaving the document(s) at the person's dwelling house or usual
place of abode with someone of suitable age and discretion residing there.

16 **9 d.** **By direct email (as opposed to through the ECF System)** (list persons
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5 Based upon the written agreement of the parties to accept service by email
6 or a court order, I caused the document(s) to be sent to the persons at the
7 email addresses listed below. I did not receive, within a reasonable time
8 after the transmission, any electronic message or other indication that the
transmission was unsuccessful.

9 **9 e. By fax transmission** (list persons and fax numbers):

10 Based upon the written agreement of the parties to accept service by fax
11 transmission or a court order, I faxed the document(s) to the persons at the
fax numbers listed below. No error was reported by the fax machine that I
12 used. A copy of the record of the fax transmission is attached.

13 **9 f. By messenger:**

14 I served the document(s) by placing them in an envelope or package
15 addressed to the persons at the addresses listed blow and providing them to
a messenger for service. (A declaration by the messenger must be attached
to this Certificate of Service).

16 **I declare under penalty of perjury that the foregoing is true and correct.**

17 DATED this 25th day of April, 2007.

18 J. Englehart & Tawney Waldo
19 Name

//s// Tawney Waldo & J. Englehart
20 Signature